ELECTIONS BC
Province of British Columbia

Recommendations for Legislative Amendments – Spring 2004

The Chief Electoral Officer's amendment recommendations for consideration in the Spring 2004 legislative session can be divided into three general categories; voter registration/voter list maintenance, recommendations from the *Report of the Chief Electoral Officer on the 37th General Election*, and other recommendations arising from consultation with legal counsel, political parties and senior staff of Elections BC. The intent of each amendment group, detailed descriptions of the specific amendments sought, and supporting rationale are provided in this document. It is critical that these amendments be considered in the Spring 2004 legislative session to ensure adequate time for implementation prior to the 2005 general election.

Voter Registration and Voters List Maintenance

It is recommended that the *Election Act* be amended to provide the Chief Electoral Officer with the ability to use the federal voters list as a source of new voters and updates to existing voter registrations. This will necessitate the restriction of use of the voters list to purposes specifically permitted by provincial electoral legislation.

It is also recommended that the necessary amendments be made to permit voters on the National Register of Electors (NRoE) who meet the qualifications to vote in BC to be automatically added to the provincial voters list, eliminating a duplication of effort and facilitating registration by individuals traditionally underrepresented on the voters list. The NRoE should also be used as an update mechanism for existing registered voters. This is consistent with a trend across Canada of voters list synchronization between federal and provincial electoral administration agencies.

It is further recommended that voters who register directly with Elections BC be required to confirm their eligibility, but no signature should be required at the time of registration. This will facilitate on-line registration and other innovations. All voters will continue to be required to sign a declaration of eligibility at the time of voting, ensuring the integrity of the electoral process is maintained.

***Election Act* Amendment Recommendations - Voter Registration and Voters List Maintenance**				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
31.1	Establish that individuals who meet the qualifications of s. 31 and who are registered on the National Register of Electors (NRoE) maintained by the Chief Electoral Officer of Canada may be automatically registered by the chief electoral officer.	New section	Establish authority for the CEO to use the NRoE as a basis for voter registration. Individuals may be automatically added to the provincial voters list maintained under s.45.	Automatic registration of eligible individuals who are on the National Register of Electors (NRoE) will improve the completeness and currency of the voters list, reduce costs of voter registration and enhance service to voters. (Electoral legislation in Alberta and Nunavut are examples which provide for automatic registration of voters from the National Register of Electors.)
32	Establishes the rules for determining an individual's residence.	Amend	Permit the use of a hostel, shelter or soup kitchen as a residential address for homeless individuals. See s. 8(5) and(6) of the *Canada Elections Act,* which establish "temporary residence" and permit providers of social services to the homeless to be used as a residential address for the purposes the Act.	Current residence rules do not provide adequate flexibility for the homeless. Establish residency rules consistent with the *Canada Elections Act* to facilitate automatic registration of these individuals.
33	Outlines the opportunities for an individual to apply for voter registration.	Amend	May require reference to 31.1, to establish that an individual may become a registered voter automatically through the NRoE.	Voters will be automatically registered if they meet the qualifications of s.31 and are on the NRoE.

Election Act Amendment Recommendations - Voter Registration and Voters List Maintenance				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
35(1)	Describes requirements for an application to register as a voter.	Amend	Remove requirement for the application for registration to be signed by the applicant.	Signatures should not be necessary at the time of registration. Removal of the signature requirement will facilitate on-line registration and other innovations. Automatic registration through the NRoE will not carry a signature requirement. All voters are required to sign a statement of eligibility at the time of voting.
40.1	Establish automatic updating of voter registration information through the use of the NRoE.	New section	Establish authority of the CEO to use the NRoE for the purpose of updating voter registration information.	Use of the NRoE for updating the voters list will improve the currency of list and provide better service to voters.
45	Establishes duty of the CEO to maintain the Provincial List of Voters.	Amend	Amend to reflect automatic registration from the NRoE.	Qualified voters on the NRoE will be automatically registered on the Provincial List of Voters.
46	Establishes authority of the CEO to amend the voters list.	Amend /repeal	Repeal 46(2)(e) and 46(3). Establish authority for the CEO to remove the name of an individual if the CEO is satisfied that the individual is no longer resident at the address on the voters list, and is unable to obtain a current residential address for the individual.	Mailing a notice to an address where the CEO has reason to believe a voter is no longer resident is not effective or efficient.

Election Act Amendment Recommendations - Voter Registration and Voters List Maintenance				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
275(7)	Establishes that the *Election Act* shall prevail in the event of an inconsistency or conflict with the *Freedom of Information and Protection of Privacy Act*.	Amend	Ensure that the personal information contained in the voters list may only be used for purposes expressly permitted by the *Election Act*.	In order to obtain access to the National Register of Electors, use of voter information must be restricted to purposes expressly permitted by the *Election Act*. Several other Acts allow access to the personal information held by the CEO through overriding the exemption of the operational records of the Chief Electoral Officer from disclosure under the *Freedom of Information and Protection of Privacy Act*. Such Acts include the *Child, Family and Community Service Act*, the *Adoption Act* and the *Family Maintenance and Enforcement Act*. To ensure that other Acts do not permit such access now or in the future, a "notwithstanding" clause is necessary.

Recommendations from the *Report of the Chief Electoral Officer on the 37th General Election*

The *Report of the Chief Electoral Officer on the 37th General Election* included recommendations for amendments to the *Election Act* and other Acts based on the experience of voters, candidates, political parties and Elections BC. The majority of those recommendations, however, had been previously included in the *Report of the Chief Electoral Officer on the 36th General Election*, representing issues that were outstanding through two general elections. The recommendations are intended to facilitate compliance, streamline procedures and remedy issues that have arisen since the Act came into force in 1995. Consideration of these amendments in the Spring 2004 legislative session is necessary to ensure that political parties, prospective candidates and Elections BC have sufficient time to implement the amendments prior to the 2005 general election.

It has been determined that previously-sought amendments regarding closure of schools on general voting day, provisional registration of 16 year olds, and resolution of ballot names for two candidates of the same name will not be pursued at this time. Previously recommended amendments to require the disclosure of the due dates of loans are also not recommended at this time, as it has been determined that this information can be properly required by Regulation.

Election Act* Amendment Recommendations - *Report of the Chief Electoral Officer on the 37th General Election

Section	Description	Action	Drafting instructions	Discussion
24 25	Establishes the process for calling a general election or by-election.	Amend	Establish that Tuesday is to be general voting day for all elections.	This is consistent with amendments to the *Constitution Act* establishing fixed election dates, commencing with Tuesday, May 17, 2005. Establishment of a specific day of the week as general voting day facilitates election planning.
48(1)	Establishes that the District Registrar of Voters must provide each candidate with copies of the voters list.	Amend	Replace the reference to the District Registrar of Voters in subsection (1) with a reference to the Chief Electoral Officer.	Provide the CEO flexibility in determining the best source of voters lists for candidates. In many instances, the District Electoral Officer is a more convenient and efficient source of voters lists for candidates.

Election Act **Amendment Recommendations** - ***Report of the Chief Electoral Officer on the 37th General Election***				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
57(9)	Requires that all nomination documents be forwarded to the respective District Electoral Officers (DEO) by the Chief Electoral Officer following the close of the standing nomination period.	Amend	Clarify that only the documents for individuals who become candidates are to be forwarded to the DEO. Nomination documents for individuals referred to in 57(10) and 57(11) should be exempted.	Nomination documents for individuals who have withdrawn their candidacy during the standing nomination period and those who failed to complete the filings required for a standing nomination should be retained at the office of the Chief Electoral Officer.
64(1)	Establishes a deadline for withdrawal as a candidate.	Amend	Establish the deadline for withdrawal as 48 hours before the start of advance voting.	The Act currently permits candidates to withdraw their candidacy up to 48 hours before the start of General Voting. At the 1996 general election, over 90,000 voters voted during the Advance Voting period. Four candidates withdrew their candidacy during the Advance Voting period. Consequently, voters who voted for one of those candidates during Advance Voting were effectively disfranchised.
77(4) 80(4)	Establish special voting areas, where general voting is conducted.	Amend	Replace "special voting area" with the term "site-based voting area".	The use of the terms "special voting" and "special voting areas" has caused considerable confusion. As "special voting areas" are based on a specific site, with general voting made available to the residents of that site, the term "site-based" is more accurate and descriptive.
134(3)	Establishes the process to be followed when a candidate or representative objects to a decision regarding a certification envelope during final count	Amend	This section refers to s.124. Make it clear that where reference is made to a ballot in section 124, it should be read as a certification envelope in relation to section 134 (3)	During the final count of the 2001 general election, the reference in section 124 (4) to ballots became problematic in interpretation of section 134 (3), as the process established in section 124 (4) requires the marking of the back of the ballot, which under section 134 (3) has not yet been removed from the certification envelope.

Election Act **Amendment Recommendations - *Report of the Chief Electoral Officer on the 37th General Election***				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
155(3)(g)	Section 155 (3) sets out the information which a political party must file as part of its application for registration.	Amend	Require the filing of contact addresses of each of the principal officers of a political party.	The contact address for a political party and the address where records are kept is often that of the financial agent. Where the financial agent has given up that role and Elections BC has not been informed of the name and address of the new financial agent, there is no way to contact that political party. To ensure that Elections BC always has an address through which it can correspond with a political party, principal officers of a political party should be required to provide contact addresses at the time of registration.
155(3)(j)	Section 155 (3) sets out the information which a political party must file as part of its application for registration.	Amend	Require the filing of bank account numbers of a political party.	Section 276 of the *Election Act* requires the CEO to conduct periodic investigations of the financial affairs of registered political parties and registered constituency associations. The CEO also conducts audits and other financial investigations. These investigations have been significantly hampered by the inability to access bank account records, as there is currently no requirement to file account numbers.
157(3)(e)	Section 157 (3) sets out the information which a constituency association must file as part of its application for registration.	Amend	Require the filing of contact addresses of each of the principal officers of a constituency association.	See comments for 155(3)(g). Similar issues regularly arise with constituency associations.

Election Act **Amendment Recommendations** - ***Report of the Chief Electoral Officer on the 37th General Election***				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
157(3)(h)	Section 157 (3) sets out the information which a constituency association must file as part of its application for registration.	Amend	Require the filing of bank account numbers of a constituency association.	See comments for 155(3)(j). Similar issues arise with constituency associations.
159	Establishes that registered political parties and registered constituency associations must file a notice of any change in the information contained in registration documentation within 60 days after the change occurs.	Amend	Establish an administrative penalty of suspension of registration of an organization which does not file notice of a change within 60 days after it occurs, until the updated information is provided.	The majority of changes are in relation to principal officers and financial agents. Many organizations fail to advise the CEO of such changes, resulting in considerable difficulty in determining who the new officers and agents are, and in contacting them. S. 262 establishes an offence and provides penalties for failure to meet the requirements of s. 159. As it is unlikely that the Crown would prosecute such an offence, an administrative penalty of suspension of registration until the updated information is filed with the CEO would be more effective.
162	Requires that the registers of political parties and constituency associations, and the information filed by those organizations, be available for public inspection.	Amend	Exclude bank account numbers from the information available for public inspection.	The recommendation that account numbers of the savings institutions used by political parties and constituency associations be filed with Elections BC would result in those account numbers being made public. Such information should be confidential.
170	Requires organizations to file financial reports upon deregistration.	Amend	Establish a deadline of six months from the date of deregistration for the filing of reports.	The absence of a deadline makes this requirement difficult to enforce, and can effectively mean no final report or accounting for the organization's funds.

Election Act Amendment Recommendations - *Report of the Chief Electoral Officer on the 37th General Election*				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
170(3)	Requires deregistration reports to be audited.	Amend	Add a provision that an audit is only required if there has been $5,000 or more in expenditures or political contributions since the filing of the last financial report.	For a small organization with limited financial resources the required audits may cost more than the funds available, resulting in a failure to submit the required reports.
171	Requires surplus funds to be transferred to the Chief Electoral Officer upon deregistration of an organization.	Amend	Require surplus funds to be transferred to the CEO upon filing of the reports required under s.170.	In the absence of a specific deadline, reports disclosing surplus funds and the funds themselves are often not submitted to the CEO.
175(4)	Requires an organization to appoint a new financial agent if the appointment of the existing financial agent ends for any reason.	Amend	Require the appointment of a new financial agent within 60 days of a vacancy occurring.	The Act currently requires that a new financial agent be appointed "as soon as possible". There is often a considerable delay in appointing new financial agents. The absence of a financial agent is contrary to the intent of the Act, and means no one is accountable for the financial affairs of the organization.
177(2)(b)	Establishes that a financial agent must deposit all money received for an organization or individual in an account in a savings institution, and that all expenditures of the organization or individual must be paid from an account in a savings institution.	Amend	Clarify that a separate account must be established for each political party, constituency association or candidate.	There must be a separate account established for each organization and candidate to prevent the combining of financial transactions and to ensure accurate reporting and an adequate audit trail.

Election Act **Amendment Recommendations - *Report of the Chief Electoral Officer on the 37th General Election***				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
178(3)	Limits the authority of a deputy financial agent to the issuing of tax receipts and the receiving of related political contributions.	Amend	Permit a deputy financial agent to file financing reports in the absence or incapacity of the financial agent.	Provides greater flexibility to political parties, constituency associations and candidates in the filing of reports.
179(2)	Requires an organization to appoint a new auditor if the appointment of the existing auditor ends for any reason.	Amend	Require the appointment of a new auditor within 60 days of a vacancy occurring.	The Act currently requires that a new auditor be appointed "as soon as possible". There is often a considerable delay in appointing new auditors. The absence of an auditor is contrary to the intent of the Act, and Elections BC finds it very difficult to complete compliance reviews when there is no one in that capacity.
180(6)	Establishes that 'vertical' transfers between candidates, constituency associations and political parties are not political contributions.	Amend	Permit transfers between candidates of the same registered party and between registered constituency associations of the same registered party and for transfers between a registered party and its leadership contestants.	The Act provides for vertical transfers, but there is no provision for horizontal transfers between affiliated entities. The horizontal reallocation of resources, as transfers, should be provided for. Consistent with the recommended amendment to section 193 regarding the incurring and paying of leadership expenses, registered political parties and their leadership contestants should also be permitted to make transfers to each other.
183(4)(b)	Includes the cost of travelling to or within an electoral district as a personal election expense of a candidate.	Amend	Include the cost of travelling from an electoral district.	This has been temporarily dealt with by a regulation under 183(4)(f). A preferable solution would be to amend the section.

Election Act **Amendment Recommendations** - ***Report of the Chief Electoral Officer on the 37th General Election***

Section	Description	Action	Drafting instructions	Discussion
184(4)(b)	Includes the cost of travelling to or within an electoral district as a personal election expense of a nomination or leadership contestant.	Amend	Include the cost of travelling from an electoral district	This could be dealt with by a regulation under 184(4)(f), but an amendment to this section is preferable.
186(1)(c)	Restricts the methods by which a political contribution of money in an amount greater than $100 may be made.	Amend	Permit the electronic transfer of funds from a bank account in the name of the contributor and by credit card, telephone or other means without a signed document.	The Act currently requires a signed document (cheque, money order, credit card slip) from a contributor who makes a political contribution of money in an amount greater than $100. This does not allow for an electronic transfer of funds by a debit card, or contributions by credit card on the Internet or by telephone, all of which are now standard methods of financial transactions.
189(3)	Requires a financial agent to recover and destroy tax receipts that have been issued for prohibited contributions.	Amend	Require the financial agent to obtain the receipts for prohibited contributions from the contributors, mark the receipts "Void", and retain them for the period required under 177(2)(d)	If the receipts are destroyed, there is no proof that invalid receipts were actually recovered and not used by the taxpayer.
193(4)(a)	Establishes who may pay an election expense or a leadership contestant expense.	Amend	Permit the reimbursement of payments made by authorized individuals by adding the words "or the payment is reimbursed from such property".	Permit persons authorized in writing by the financial agent to pay election and contestant expenses and be reimbursed upon production of receipts.

Election Act **Amendment Recommendations** - ***Report of the Chief Electoral Officer on the 37th General Election***				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
201.1	Establish rules and process regarding political party expenses on behalf of leadership contestants.	New section	Establish parallel provisions to section 201.	Establish that if a registered political party incurs a contestant expense on behalf of a leadership contestant, the expense must be included in the contestant expenses of the leadership contestant and that the financial agent of the party must notify the contestant's financial agent of any such expenses. *(Note 1)*
203(1)(f)	Establishes that the expenses incurred in holding a fundraising function where no deficit is incurred are not election expenses subject to the spending limit.	Amend	Remove "if no deficit is incurred" to clarify that the cost incurred in holding any fundraising function is not an election expense subject to the expense limit.	Section 183(3) establishes that a deficit incurred by a fundraising function is not an election expense. The Act is not clear about how one is to deal with costs incurred in holding a fundraising function that does incur a deficit. If both the cost and the deficit are reported as separate election expenses, the amount of the deficit would be counted twice.
207	Establishes the requirement for registered political parties and constituency associations to file annual financial reports	Amend	Add a section to clarify that financing reports of registered political parties and registered constituency associations must include the financial information for all organizations controlled by the political entity.	To ensure adequate and consistent reporting of registered political parties and constituency associations, the financial activities and information of all controlled organizations must be disclosed. Failure to do so could result in political entities having control over significant assets which are not reported.
207(3)(d)	Requires information regarding transfers of money to be included in annual financial reports.	Amend	Require reporting of transfers of 'goods and services' as well as money.	To be consistent with section 180(6), all types of transfers should be reported in financing reports.
209(2)(d)	Requires information regarding transfers of money to be included in election financing reports.	Amend	Require reporting of transfers of 'goods and services' as well as money.	To be consistent with section 180(6), all types of transfers should be reported in financing reports.

Election Act* Amendment Recommendations - *Report of the Chief Electoral Officer on the 37th General Election

Section	Description	Action	Drafting instructions	Discussion
210	Establishes the requirement for registered political parties and constituency associations to file election financing reports	Amend	Add a section to clarify that financing reports of registered political parties and registered constituency associations must include the financial information for all organizations controlled by the political entity.	To ensure adequate and consistent reporting of registered political parties and constituency associations, the financial activities and information of all controlled organizations must be disclosed. Failure to do so could result in political entities having control over significant assets which are not reported.
211(2)	Specifies the information to be included in a leadership contestant financing report.	Amend	Require the reporting of transfers made or received by a leadership contestant.	See amendment to 180(6). If transfers are permitted to or by a leadership contestant, such transfers should be reported in the contestant financing report.
213(1)	Requires that reports be prepared in accordance with generally accepted accounting principles.	Amend	Remove the requirement that financing reports be prepared in accordance with "generally accepted accounting principles" and replace with an accounting basis that is prescribed by regulation.	The term "generally accepted accounting principles" (GAAP) has a very strict interpretation. GAAP is established by the Canadian Institute of Chartered Accountants and requires significantly more disclosure than the *Election Act*. Reference to GAAP should be removed and another standard be prescribed by regulation, for example using the accrual basis of accounting. This will give flexibility for those who work with the Act and be more easily amended to meet changing needs
224(1)	Establishes that a political party may be deregistered for failure of candidates to file election financing reports.	Amend	Establish that a political party may be deregistered if 50% or 15, whichever is the lesser number, of candidates representing the political party in the general election, fail to file supplementary reports as required by s. 212.	Upon review of a financial report submitted under section 209, it may be discovered that significant information would be disclosed in a supplementary financing report required under section 212. The implications of failure to file such a supplementary report should be recognized and reflected in section 224.

Election Act **Amendment Recommendations** - ***Report of the Chief Electoral Officer on the 37th General Election***				
Section	**Description**	**Action**	**Drafting instructions**	**Discussion**
224.1	Establish that a political party will be deregistered if its registered constituency associations fail to comply with the reporting requirements of the Act	New section	The CEO must deregister a registered political party if 50% or 15, whichever is the lesser number, of its constituency associations do not comply with the financial reporting requirements of the *Election Act*.	Section 224 requires that a political party be deregistered if a specified number of its candidates at a general election do not file their election financing reports. Experience has shown that some political parties are not keeping contact with their constituency associations and, as a result, some constituency associations are not meeting their financial filing obligations under the Act. A deregistration consequence similar to that under section 224 should be placed on political parties with regard to the financial reports of constituency associations. *(Note 2)*
231	Specifies the information that must be displayed on all election advertising.	Amend	Exempt certain classes of election advertising or specify the classes of advertising to which sponsor identification would apply.	It is impractical to print 'authorization' statements on many minor items of personal wear or use, such as buttons, caps, T-shirts, bumper stickers. Such items should be exempted from sponsor disclosure requirements.
231(a)	Requires election advertising to identify the name of the sponsor, or in the case of a candidate, the name of the financial agent.	Amend	Permit a candidate to use the name of their financial agent, or the name of the financial agent of the political party they represent.	Candidates are often identified and nominated by registered political parties well before an election. However, a candidate may not select and appoint a financial agent until a time much closer to an election. It can be difficult for candidates to have signs and brochures prepared in advance of an election if they have not yet selected a financial agent.

Notes

1 CEO report recommended amendment to sec. 201. A new section parallel to 201 is more appropriate.

2 CEO report recommended amendment to 223. A new section similar to 224 is more appropriate.

Recommendations from the *Report of the Chief Electoral Officer on the 37th General Election – cont'd*

It was also recommended that other Acts be amended to ensure that tenants of rental properties and residents of strata properties are permitted to display campaign signs, consistent with the *Canada Elections Act*.

Residential Tenancy Act

Issue	Action	Drafting instructions
During each electoral event Elections BC receives numerous complaints from residents of rental properties who are not permitted to display election advertising at their residence. The *Canada Elections Act* specifically permits such activity during federal campaigns. This results in voter confusion, and an inconsistent approach in view of section 2(b) of the Canadian Charter of Rights and Freedoms.	New section	Specify that residents may display election advertising at their residence. (See sec. 322, *Canada Elections Act*.)

Manufactured Home Park Tenancy Act
Strata Properties Act

Issue	Action	Drafting instructions
During each electoral event Elections BC receives numerous complaints from residents of rental properties and strata properties who are not permitted to display election advertising at their residence. The *Canada Elections Act* specifically permits such activity during federal campaigns. This results in voter confusion, and an inconsistent approach in view of section 2(b) of the Canadian Charter of Rights and Freedoms.	New sections	Specify that residents may display election advertising at their residence. (See sec. 322, *Canada Elections Act*.)

Additional recommendations for legislative amendments

There are a number of recommendations for amendments that did not appear in the reports of the Chief Electoral Officer, but are considered to be appropriate at this time to ensure consistency and provide flexibility.

Additional *Election Act* Amendment Recommendations

Section	Description	Action	Drafting instructions	Discussion
3(1), (2)	Establishes that amendments do not apply to an election called within 6 months unless the chief electoral officer publishes a notice in the Gazette.	Amend	Remove reference to "an election". Amendments will not apply generally until 6 months have passed unless a Gazette notice is published.	Many provisions in the Act do not have specific relation to an election, such as election financing. However, an implementation period may be necessary for some amendments, regardless of their election relevance.
22(3)	Requires that a district registrar of voters be within the public service of BC, or a temporary employee of the chief electoral officer	Repeal	Repeal subsection (3).	Unnecessarily limits flexibility of the CEO. It may be preferable for a district electoral officer to be appointed as a district registrar in some electoral districts. The closure of Elections BC regional offices and the consolidation of responsibilities necessitates flexibility in the use of resources.
109(4)	Permits an individual to assist more than one member of the individual's family to mark a ballot.	Amend	Add "or more than one voter in the individual's care".	Residents of extended care facilities and group homes often have a unique relationship with their caregivers, who may be in the best position to assist the voters in marking their ballots.

Additional *Election Act* Amendment Recommendations

Section	Description	Action	Drafting instructions	Discussion
140(1)	Establishes the time allowed for setting the date, time and place at which a judicial recount will be conducted.	Amend	Replace "24 hours" with "72 hours".	24 hours is not considered to be sufficient time to establish the date, time and place for a judicial recount. Extending this to 72 hours will not delay the commencement of the recount, as 140(2) specifies that the date set for the recount must be no later than 8 days after the petition is filed.

Minor amendments to the *Recall and Initiative Act* are also recommended to ensure consistency in the financing provisions between that Act and the *Election Act*. These amendments do not impact the procedural aspects of recall petitions, initiative petitions or initiative votes.

Recall and Initiative Act

Section	Description	Action	Drafting instructions/Discussion
34(1)(b)	Establishes that a financial agent must deposit all money received for an authorized participant in an account in a savings institution, and that all expenditures of the authorized participant must be paid from an account in a savings institution.	Amend	See recommendation and discussion regarding s. 177(2)(b) of the *Election Act*.
109(1)(b)	See 34(1) above	Amend	See recommendation and discussion regarding s. 177(2)(b) of the *Election Act*.
114(4)(c)	Includes the cost of travelling to or within an electoral district as a personal election expense of a proponent or MLA subject to recall.	Amend	Include the cost of travelling from an electoral district. Parallel amendments to sections 183 and 184 of the *Election Act* are recommended.